

SIEMENS

PATENT
Attorney Docket No. 2003P00812WOUS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Inventor:	H. Grote et al.)	Confirmation No:	4720
)		
Serial No.:	10/577,383)	Examiner:	P. Wongwian
)		
Filed:	April 27, 2006)	Group Art Unit:	3741
Title	HEAT SHIELD ELEMENT, IN PARTICULAR FOR LINING A COMBUSTION CHAMBER WALL			

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO RESTRICTION REQUIREMENT

In response to the Office Action mailed August 4, 2009, the Examiner asserts that the claims include three patentably distinct groups and requires Applicant to select for examination one of the following groups:

Species I Figure 3, Claims 15-16,
Species II Figure 4, Claim 17,
Species III Figure 5, Claim 18,
Species IV Figure 6, Claim 20, and
Species V Figure 7, Claim 19.

Applicant agrees with the Examiner's determination of patentable distinctness between each of the Species. Applicant further agrees that the 12 is generic and respectfully submits that claims 13, 14, and 21 are also generic. Applicant elects, without traverse, to prosecute for examination purposes the patentably distinct invention specified in **Species I** in addition to generic claims 12-14 and 21. However, Applicant urges the Examiner to **carefully reconsider**

Serial No. 10/577,383
Atty. Doc. No. 2003P00812WOUS

the patentable distinctness determinations made as set forth in MPEP 806.04(h) and 808.01(a) in regards to the impact on prior art references in future divisional applications.

Please grant any extensions of time required to enter this paper. The commissioner is hereby authorized to charge any appropriate fees due in connection with this paper, including fees for additional claims and terminal disclaimer fee, or credit any overpayments to Deposit Account No. 19-2179.

Respectfully submitted,

Dated: Sept. 1, 2009

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